

D.D. *Enjinter* #26 7/21/07

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: Equitable Production Company

**DIVISION OF GAS AND OIL
DOCKET NO. VGOB 89-0126-0009-54**

RELIEF SOUGHT: MODIFICATION OF NORA COALBED GAS UNIT NOS.: AX-56 (VC-2975); AU-54 (VC-4167).

AFFECTED UNITS: (See Attached Exhibit A)

APPLICATION

1. Applicant and its counsel: Applicant is **Equitable Production Company** 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser 220 Broad Street, Suite 210, Kingsport, TN 37660 (423) 578-3838.

2. Relief sought: (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.

3. Legal authority: 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

4. Proposed provisions of order sought: That one additional coalbed methane gas well may be drilled in each of the above referenced Nora Units; that the second well be located at least 600 feet from the nearest coalbed methane well; (and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well is located.)

5. Type of wells and field: Coalbed methane frac wells within the portion of the Nora Coalbed Gas Field described above, and as depicted in the attached Exhibit A.

6. Formations subject to application: All coal beds and coal seams including all Pennsylvania aged coals from the top of the Raven, but not limited to Jawbone, Greasy Creek, C-Seam, War Creek, Beckley, Lower Horsepen, X-Seam, Poca 6, Poca 5, Poca 3, Poca 2, and any unnamed coal seams and other associated formations known as the Nora Coalbed Gas Field.

7. Description of interest/claim of persons being notified: Coalbed methane.

8. Estimated ultimate recovery in each Nora Unit identified above: 250 MMCF

9. Plat: See Exhibit A annexed hereto.

10. **The boundaries and acreage affected:** see Exhibit A annexed hereto.

11. **Attestation:** The foregoing application to the best of my knowledge, information and belief is true and correct.

Equitable Production Company

By: 

James E. Kaiser
220 Broad Street, Suite 210
Kingsport, TN 37660
(423) 578-3838

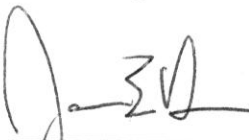
AFFIDAVIT OF DUE OF DILIGENCE

**COMMONWEALTH OF VIRGINIA
COUNTY OF DICKENSON**

I, James E. Kaiser, after being duly sworn upon oath, state as follows:

1. I am responsible for the notification process required by VA. Code Ann. § 45.1-361.19 and VR 480-05-22.2 § 4.
2. That Equitable Production Company has exercised due diligence in attempting to locate and notice all owners and claimants who are unleased and/or who were not previously pooled by prior order(s) of the Virginia Gas and Oil Board regarding **the Nora Coalbed Gas Field**, all as required by Va. Code Ann. § 45.1-361.19 and VR 480-05-22.2.
3. That on **May 15, 2009** a true and correct copy of the Notice of Hearing with Exhibits will be mailed, via certified mail return receipt requested, to all owners and claimants listed in Exhibit B for whom mailing addresses were then available.
4. That Equitable Production Company will continue to exercise due diligence in attempting to locate and identify the names and/or addresses of any unknown of unlocatable parties and, if located or identified, will notify them of Equitable Production Company's application.

I have read the foregoing, and the information given above is true and correct to the best of my knowledge and belief.



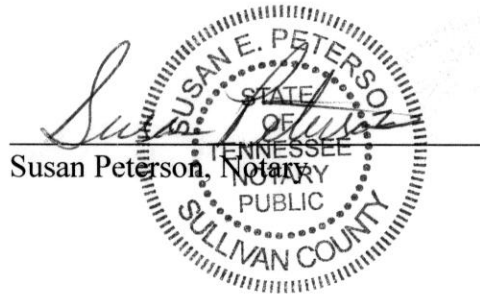
James E. Kaiser
Counsel for
Equitable Production Company

ACKNOWLEDGMENT

STATE OF TENNESSEE

COUNTY OF SULLIVAN

TAKEN, SUBSCRIBED AND SWORN to before me this 15th day of
May, 2009.



My commission expires: October 24, 2012.



EXHIBIT "B"
Increased Density
AX-56, AU-54

Range Resources-Pine Mountain, Inc.
ATTN: Jerry Grantham
P.O. Box 2136
Abingdon, VA. 24212

Cherilyn Simonenko
591 White Cabin Road
Roscommon, MI 48653-8002

Laurie Rae Selfridge
RFD 2, Box 377E
Reeds Mill Road
Newport, NH 03773

Nora Counts
HC 67, Box 354
Dante, VA 24237

Retha Grizzle
Lee Grizzle
Route 2, Box 559
Haysi, VA 24256

Susie Deel
Carter Deel
HC-67, Box 354
Dante, VA 24237

Nicole N. Simonenko-Connolly
Daniel M. Connolly
1744 Patterson Avenue
Ortinville, MI 48462-9217

Nigel Counts
Susan Counts
807 Faison AVE
Fayetteville, NC 28304-1705

Charles B. Counts
Kathryn Counts
3505 Arden
Warren, MI 48092-3256

Connie Counts Godfrey
1280 Oro Grande Drive
Pueblo West, CO 81007-6122

BEFORE THE VIRGINIA GAS AND OIL BOARD

**APPLICANT: Equitable Production Company DIVISION OF GAS AND OIL
DOCKET NO. 89-0126-0009-54**

**RELIEF SOUGHT: MODIFICATION OF
NORA COALBED GAS FIELD**

AFFECTED UNITS: Multiple (See Attached Exhibit A)

NOTICE OF HEARING

**HEARING DATE: June 16, 2009
PLACE: Conference Center at the Russell County Office Facility
Lebanon, Virginia
TIME: 9:00 a.m.**

COMMONWEALTH OF VIRGINIA:

To: See Exhibit "B" attached hereto:

1. **Applicant and its counsel:** Applicant is Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser, 220 Broad Street, Suite 210, Kingsport, TN 37660, (423) 578-3838.

2. **Relief sought:** (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.

3. **Legal authority:** 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

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7. **Description of interest/claim of persons being notified:** Coalbed methane.

8. **Estimated ultimate recovery in each Nora Unit identified above:** 250 MMCF

9. **Plat:** See Exhibit A annexed hereto.

10. **The boundaries and acreage affected:** See Exhibit A annexed hereto.

11. **Attestation:** The foregoing notice to the best of my knowledge, information and belief is true and correct.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence at the time and place first stated above and that notice will be published as required by law and the Rules of the Virginia Gas and Oil Board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and any exhibits thereto, you may contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 159, Lebanon, Virginia 24266, (276) 514-9650 or the Applicant at the address shown below.

Equitable Production Company

By: 

James E. Kaiser

220 Broad Street, Suite 210

Kingsport, TN 37660

(423) 578-3838